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COMMISSION  
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2002 DEC -6 A 10: 57

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**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 )  
Sharp Shooting Indoor Range and Gun Shop, Inc. )  
 )

**GENERAL COUNSEL'S REPORT #2**

**I. ACTIONS RECOMMENDED**

1. Accept the attached conciliation agreement.
2. Close the file.

**II. BACKGROUND**

This matter arises from a radio advertisement that expressly advocated the re-election of Congressman George Nethercutt. Sharp Shooting Indoor Range and Gun Shop, Inc. ("Gun Shop") paid for the advertisement with corporate funds and did not include the required disclaimer. The Commission found reason to believe that the Gun Shop violated 2 U.S.C. §§ 441b, 441d and 434(c), and approved a conciliation agreement.

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Thus, this Office recommends that the Commission accept the conciliation agreement

**III. NETHERCUTT FOR CONGRESS 2000 AND LOWELL V. RUEN, AS TREASURER**

At the First General Counsel's Report stage, the Commission took no action at that time with respect to Nethercutt for Congress 2000 and Lowell V. Ruen, as treasurer ("Nethercutt Committee") because there was no information suggesting that it had any communications with the Gun Shop regarding the advertisement. See First General Counsel's Report at 7. This Office's informal investigation did not uncover any evidence that the Nethercutt Committee knew about the Gun Shop's plan to run the advertisement at issue. Accordingly, we recommend that the Commission take no action and close the file as to Nethercutt for Congress 2000 and Lowell V. Ruen, as treasurer.


**IV. RECOMMENDATIONS**

1. Accept the attached conciliation agreement with Sharp Shooting Indoor Range and Gun Shop, Inc.
2. Take no action as to Nethercutt for Congress 2000 and Lowell V. Ruen, as treasurer.
3. Close the file.
4. Approve the appropriate letters.

Lawrence H. Norton  
General Counsel


12/5/02  
Date


BY:


  
Rhonda J. Vosdigh  
Associate General Counsel

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